

MAILED

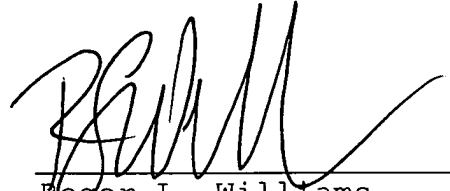
U.S. PATENT AND TRADEMARK OFFICE  
BOARD OF PATENT APPEALS  
AND INTERFERENCES

Appeal No. 2007-4221

An oral hearing before a merits panel of the Board of Patent Appeals and Interferences has been set for May 15, 2008. The notice setting the hearing was mailed to counsel on April 7, 2008. We have received the facsimile for the Request for Postponement of Oral Hearing dated May 14, 2008, and it has been acknowledged. However, the request is hereby DENIED.

In prior conversations with the Appellant's attorney, he was told his request was probably not going to be possible. Application 11/307,412 has not yet reached the Board for consideration and the Board has no indication as to when the application will arrive. Furthermore, Appellants' attorney did not request a postponement until the day before the scheduled hearing. Subject request is not considered timely or sufficient reason for rescheduling a hearing before a merits panel of the

Board and for this reason the Request for postponement has been  
Denied.



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